

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2017-381-A

In Re: The Impact of the Tax Cuts and Jobs)
Act on South Carolina Utilities)
)

DAUFUSKIE ISLAND UTILITY COMPANY, INC.'S RESPONSE
TO ORS MOTION TO PRESERVE TAX BENEFITS FOR RATEPAYERS
AND
ADOPTION OF KIAWAH ISLAND UTILITY, INC.'S
RESPONSE TO ORS's MOTION TO PRESERVE TAX BENEFITS FOR RATEPAYERS

Daufuskie Island Utility Company, Inc. ("DIUC") hereby responds to the Motion to Preserve Tax Benefits for Ratepayers filed by the Office of Regulatory Staff ("ORS") on April 6, 2018, by adopting, as if restated herein on behalf of DIUC, the entirety of Kiawah Island Utility, Inc.'s Response to the Motion.

As stated in the KIUC Response:

1. The Commission must open a contested docket before considering the ORS's Motion to Preserve Tax Benefits.
2. There is no statutory basis for the refunds sought by ORS's Motion to Preserve Tax Benefits.
3. The relief requested by ORS's Motion to Preserve Tax Benefits is unconstitutional.
4. ORS's Motion to Preserve Tax Benefits asks the Commission to engage in impermissible retroactive ratemaking.

Additionally, by way of further support, DIUC again suggests, as it did in the Comments Regarding Timing and Format of Reports filed by DIUC in this docket on January 24, 2018, the Commission should allow DIUC and other regulated utilities to be heard on these matters. The

proper action, then, is for the Commission to proceed with this matter as a contested matter and allow the appropriate opportunity for interested parties to intervene.

WHEREFORE, DIUC respectfully requests that the Commission deny the ORS's Motion to Preserve Tax Benefits and allow the utilities in this docket to report the effects of the Tax Cuts and Jobs Act on their revenues before considering whether it is necessary to establish a contested docket. Alternatively, the commission should defer consideration of ORS's Motion to Preserve Tax Benefits, designate this proceeding as a contested matter, and then provide appropriate notice and deadlines for intervention, briefing, and a hearing as to all relevant issues.

Respectfully submitted,

/s/ Thomas P. Gressette, Jr.

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April 16, 2018
Charleston, South Carolina

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2017-381-A

In Re: The Impact of the Tax Cuts and Jobs)
Act on South Carolina Utilities)
)

This is to certify that I have caused to be served this day a copy of DAUFUSKIE ISLAND UTILITY COMPANY, INC.'S RESPONSE TO ORS MOTION TO PRESERVE TAX BENEFITS FOR RATEPAYERS AND ADOPTION OF KIAWAH ISLAND UTILITY, INC.'S RESPONSE TO ORS's MOTION TO PRESERVE TAX BENEFITS FOR RATEPAYERS, via first class mail, postage pre-paid, to the persons named below at the addresses set forth below:

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/s/ Thomas P. Gressette, Jr.
Thomas P. Gressette, Jr.

April 16, 2018
Charleston, South Carolina